

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C §§ 1983

Name Hernández Eduardo A.
 (Last) (First) (Initial)

Prisoner Number J-37244

Institutional Address 5905 Lake Earl Dr., P.O. Box 7500
Crescent City, California 95532

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

EDUARDO HERNÁNDEZ,
 (Enter the full name of plaintiff in this action.)
 Plaintiff,

vs.

J. BEARD; M. CATE; R. E. BARNES; G. D. LEWIS;
C. DUCART; G. W. OLSON; T. WOODS; F. VANDERHOOFEN;
R. TURRY; T. CABRERA; R. PRESLER; R. BUTCHER; D. YANG;
J. CLEMONS; T. OSTEN; S. NAKAMURRA; LENTZ;
M. CREED; M. MCLEAN; R. RIECHAND DOES 1-20,
 (Enter the full name of the defendant(s) in this action)
INCLUSIVE, Defendants.

CV 13 5633
 Case No. (To be provided by the Clerk of Court)

**COMPLAINT UNDER THE
 CIVIL RIGHTS ACT,
 Title 42 U.S.C § 1983**

(PR)

[All questions on this complaint form must be answered in order for your action to proceed.]

I. Exhaustion of Administrative Remedies.

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement Pelican Bay State Prison, Crescent City, CA.

B. Is there a grievance procedure in this institution?

YES (X) NO ()

C. Did you present the facts in your complaint for review through the grievance procedure?

YES (X) NO ()

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why.

COMPLAINT

1. Informal appeal SEVERAL, FULLY EXHAUSTED

2. First formal level " " "

3. Second formal level " " "

4. Third formal level " " "

E. Is the last level to which you appealed the highest level of appeal available to you?

YES (☒) NO ()

F. If you did not present your claim for review through the grievance procedure, explain why.

II. Parties.

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

Eduardo A. Hernández #J-37244

DIO/121 P.B.S.P/S.H.U

P.O. Box 7500

Crescent City, CA. 95532

SEE ATTACHED

COMPLAINT

PAGES 2-5 paragraphs

5-24

B. Write the full name of each defendant, his or her official position, and his or her place of employment.

SEE ATTACHED COMPLAINT; PAGES 2-5 paragraphs 5-24

SEE ATTACHED COMPLAINT: PAGES 2-5 PARAGRAPHS 5-24.

III. Statement of Claim

State here as briefly as possible the facts of your case. Be sure to describe how each defendant is involved and to include dates, when possible. Do not give any legal arguments or cite any cases or statutes. If you have more than one claim, each claim should be set forth in a separate numbered paragraph.

SEE ATTACHED COMPLAINT: VI. FACTS PAGES 7-28 PARAGRAPHS 28-102.

IV. Relief

Your complaint cannot go forward unless you request specific relief. State briefly exactly what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

SEE ATTACHED COMPLAINT: VII. PRAYER FOR RELIEF PAGES 29-33.

X. PRAYER FOR RELIEF PAGES 30-33.

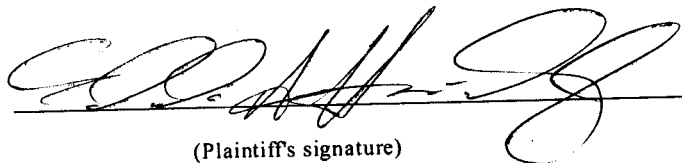
COMPLAINT

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SEE ATTACHED COMPLAINT: X. PRAYER FOR RELIEF PAGES 30-33.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this _____ day of _____, 20 13



(Plaintiff's signature)